

**Fresno County Department of Community Health**  
**Corrective Action Status Report**  
**[July-September, 2006]**

**Evaluation Date:** June 21 and 22, 2006

**State Evaluation Team**

<b>Cal/EPA Team Leader</b>	Robbie Morris
<b>DTSC Evaluator</b>	Mark Pear
<b>OES Evaluator</b>	Jack Harrah

1. **Deficiency:** Based on the Summary Reports, the CUPA has not met the mandated inspection frequencies for underground storage tank facilities.

**CUPA Corrective Action:**

- There were 438 underground storage tank facilities identified during the first quarter of Fiscal Year 06/07.
- The inspection goal for each quarter is 110 facilities. Please note that facilities are inspected based on their anniversary. The majority of facilities have inspection anniversaries in the last two quarters of each fiscal year.
- There were 84 underground storage tank facilities inspected during this quarter.

2. **Deficiency:** Based on the Summary Reports, the CUPA has not met the mandated inspection frequencies for CalARP facilities in the past three years.

**CUPA Corrective Action:**

- There were 94 CalARP facilities identified during the first quarter of Fiscal Year 06/07.
- The inspection goal for each quarter is 8 facilities.
- There were 4 CalARP facilities inspected during this quarter.

3. **Deficiency:** The CUPA is not conducting inspections with a frequency that is consistent with its Inspection and Enforcement Plan and with the inspection of other program elements.

**CUPA Corrective Action:**

- There were 1,173 Hazardous Waste Generator (HWG) facilities identified during the first quarter of Fiscal Year 06/07.
- The inspection goal for each quarter is 98 facilities.
- There were 67 HWG facilities inspected during this quarter.

- There were 1,967 hazardous materials business plan facilities identified during the first quarter of Fiscal Year 06/07.
  - The inspection goal for each quarter is 164 facilities.
  - There were 102 hazardous materials business plan facilities inspected during this quarter.
  - The underground storage tank facility information was addressed in the response to Deficiency 1 above.
  - The CalARP facility information was addressed in the response to Deficiency 2 above.
4. **Deficiency:** The FY 04/05 self-audit submitted to Cal/EPA did not contain all of the required elements.

**CUPA Corrective Action:** Based on the submittal of the Annual Self-Audit FY05/06 submitted in September 2006, CalEPA considers this deficiency corrected and no further update is required.

5. **Deficiency:** No deficiency was identified.

**CUPA Corrective Action:** No corrective action required.

6. **Deficiency:** The CUPA is not fully tracking and reporting Return to Compliance on their Annual Inspection Summary Report 3.

**CUPA Corrective Action:**

- The CUPA is currently working on implementing use of the *Logging and Tracking Violations* feature of Envision for Windows by Decade Software Company within FY06/07. The CUPA has been using Envision for Windows to meet other program needs and this feature will provide a means to meet this requirement (see enclosed software information).

7. **Deficiency:** The CUPA is not fully tracking and reporting enforcement actions taken on their Annual Enforcement Summary Report 4 for the past three fiscal years.

**CUPA Corrective Action:**

- Effective in 2005, the CUPA began taking formal enforcement actions and is issuing Administrative Enforcement Orders. Administrative Enforcement Orders and Notices of Violation are currently being tracked using a Log of Enforcement Actions.

- The CUPA is currently working on implementing use of the *Logging and Tracking Violations* feature of Envision for Windows by Decade Software Company within FY06/07. The CUPA has been using Envision for Windows to meet other program needs and this feature will provide a means to meet this requirement (see enclosed software information).

8. **Deficiency:** The CUPA is not tracking and reporting CalARP fees on Summary Report 2.

**CUPA Corrective Action:** This deficiency has been corrected.

9. **Deficiency:** Based on the summary reports, the CUPA did not collect Cal/ARP fees during the last three fiscal years.

**CUPA Corrective Action:** This deficiency has been corrected.

10. **Deficiency:** The CUPA's Unified Program dispute resolution procedure does not address all of the elements required by the CalARP Program regulations.

**CUPA Corrective Action:** The CUPA has prepared a Draft resolution procedure that is currently undergoing internal review for compliance with State law and regulations, and local ordinance and policy.

11. **Deficiency:** Based on review of facilities files, the CUPA is unable to document that all facilities that have received a notice to comply citing minor violations have returned to compliance within 30 days of notification.

**CUPA Corrective Action:** This deficiency has been corrected.

12. **Deficiency:** The CUPA did not conduct a complete oversight inspection.

**CUPA Corrective Action:** This deficiency has been corrected.

13. **Deficiency:** Based on review of complaint investigation forms, the CUPA failed to take formal enforcement for some Class I violations.

**CUPA Corrective Action:** Please see the enclosed documents labeled Exhibit 1 and 2.